

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

KLAMATH-SISKIYOU WILDLANDS
CENTER, CENTER FOR BIOLOGICAL
DIVERSITY, and KLAMATH FOREST
ALLIANCE,

Plaintiffs,

v.

NATIONAL OCEANIC AND
ATMOSPHERIC ADMINISTRATION
NATIONAL MARINE FISHERIES
SERVICE, and UNITED STATES FISH
AND WILDLIFE SERVICE,

Defendants,

and

FRUIT GROWERS SUPPLY
COMPANY,

Defendant-Intervenor.

Case No. [13-cv-03717-NC](#)

**ORDER DENYING MOTION TO
STRIKE**

Re: Dkt. No. 89

Defendants move to strike a document entitled “Additional Authority on Remedy” that plaintiffs delivered to the Court during the remedy hearing held on May 6, 2015. According to defendants, plaintiffs’ submission deprived them of “any meaningful opportunity to respond and is prejudicial.” Dkt. No. 89 at 2.

Case No.: [13-cv-03717-NC](#)

1 Defendants' objection is overruled because the Court did not consider the
2 additional-authority document in reaching its remedy conclusion. *See* Dkt. No. 93.
3 Defendants' motion to strike is DENIED.

4 **IT IS SO ORDERED.**

5 Dated: June 18, 2015


NATHANAEL M. COUSINS
United States Magistrate Judge

United States District Court
Northern District of California